

REMARKS

Status of the Claims

Claims 28-37, 39, and 40 are pending in this application. By this amendment, claim 40 is cancelled and claim 41 is newly added. Support for the newly added claim can be found throughout the specification as filed, *inter alia*, at paragraph [0208] of the specification as filed. No new matter has been added.

Double Patenting

Claims 28-37 have been rejected on the grounds of nonstatutory obviousness-type double patenting over claims 5-7 and 10 of U.S. Patent No. 6,670,183.

Applicant herewith submit a terminal disclaimer in accordance with § 1.321(c).

Conclusion

In view of the above remarks, Applicant believes the pending application is in condition for allowance. Should the Examiner believe the prosecution of the application can be advanced by further discussion of the issues, he is invited to contact Applicant's representative at the telephone number provided below.

Applicant believes no fee beyond those provided for elsewhere in this response is due. However, if an additional fee is due, the Commissioner is hereby authorized to charge any fees associated with this response or credit any overpayment to Deposit Account No. 09-0528 under order number A256 1081.3.

Respectfully submitted,

By



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Dated: 02/25/2009